

Kelly H. Macfarlane, 5213
KELLY H. MACFARLANE, PLLC.
257 East 200 South, Suite 1100
Salt Lake City, Utah 84111
Telephone: (801) 364-3724
Facsimile: (801) 323-9037
[Email: Kelly@macfarlanelegalworks.com](mailto:Kelly@macfarlanelegalworks.com)
Attorneys for plaintiffs

**IN THE UNITED STATES DISTRICT COURT
DISTRICT OF UTAH (NORTHERN)**

JEFF C. TINGEY AND SAMANTHA MOORE,
INDIVIDUALLY AND AS HEIRS OF LEAH
JAN TINGEY AND NYALS BODINE AND
JAY BODINE AS AN HEIR OF NYALS
BODINE,
PLAINTIFFS

vs.

NISSAN NORTH AMERICA INC. AND
NISSAN MOTOR CO. LTD.

DEFENDANTS.

RULE 41 NOTICE OF VOLUNTARY
DISMISSAL WITHOUT PREJUDICE

Case No. 1:18-cv-00093

Magistrate Brook C. Wells

Plaintiffs, by and through their attorney, Kelly H. Macfarlane of Kelly H. Macfarlane, PLLC and pursuant to Rule 41(a) of the Federal Rules of Civil Procedure hereby gives notice of the dismissal of this action without prejudice.

Dated this 29th day of August, 2018.

KELLY H. MACFARLANE, PLLC.

/s/ Kelly H. Macfarlane
Kelly H. Macfarlane

Attorneys for Plaintiffs

CERTIFICATE OF MAILING

A copy of the foregoing NOTICE OF RULE 41(a) DISMISAL WITHOUT PREJUDICE was mailed through the CMECF court filing system to the following on this 29th day of August, 2018:

Tracy H. Fowler
SNELL & WILMER LLP
15 W SOUTH TEMPLE STE 1200
GATEWAY TOWER WEST
SALT LAKE CITY, UT 84101
(801) 257-1900
Email: tfowler@swlaw.com

Gary K. Wilkinson
SNELL & WILMER LLP
15 W SOUTH TEMPLE STE 1200
GATEWAY TOWER WEST
SALT LAKE CITY, UT 84101
(801)257-1900
Email: gwilkinson@swlaw.com

Attorneys for Nissan North America, Inc.